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Consumer Grievance Redressal Forum
"Vidyut Bhavan", Gr. Floor,
L.B.S.Marg,Bhandup (W),
Mumbai – 400078.

REF.NO. Member Secretary/CGRF/MSEDCL/BNDUZ/

Date:

Hearing Date: 15.05.2018

CASE NO. 109/202018

**IN THE MATTER OF INTEREST ON SECURITY DEPOSITE AND TDS
CERTIFICATE**

M/s Dream Residency Hotel,
Opposite to Wokard Hospital, Goregaon link Road,
Mulund West -400080

.... (Hereinafter referred as Applicant)

Versus

Maharashtra state Electricity Distribution Company Ltd
Through it's Nodal Officer,
Thane Circle,Thane

..... (Hereinafter referred as Respondent)

Appearance

For Consumer – Hemant Hatkar Consumer representative
For Respondent - P.P.Gulhane Additional Executive Engineer. Suroday
Subdivison Mulund .

[Coram- Dr. Satishkumar Jaiswal - Chairperson, Shri. R.S.Avhad -Member
Secretary and Sharmila Ranade - Member (CPO)].

Maharashtra Electricity Regulatory Commission, is, constituted u/s. 82 of
Electricity Act 2003 (36/2003). Hereinafter for the sake of brevity referred as
'MERC'. This Consumer Grievance Redressal Forum has been established as per
the notification issued by MERC i.e. "Maharashtra Electricity Regulatory
Commission (Consumer Grievance Redressal Forum & Ombudsman) Regulation
2006" to redress the grievances of consumers vide powers conferred on it by

Section 181 read with subsection 5 to 7 of section 42 of the Electricity Act, (36/2003). Hereinafter it is referred as 'Regulation'. Further the regulation has been made by MERC i.e. Maharashtra Electricity Regulatory Commission. [Electricity Supply Code and other conditions of supply Regulations 2005] Here in after referred as 'Supply Code' for the sake of brevity. Even, regulation has been made by MERC i.e. 'Maharashtra Electricity Regulatory Commission (Standards of Performance of Distribution Licensees, Period for Giving Supply & Determination of Compensation) Regulations, 2014.' Hereinafter referred 'SOP' for the sake of convenience.

Consumer herein is M/s Dream Residency Hotel Pvt Ltd bearing consumer No.02292053360. The date of supply is 08-08-2006 sanction load 50KW and 63KVA. Grievance rose of interest on security deposit from date of connection and T.D.S. Certificate not issue as per provision of income Tax Act 1961.

In reply, the Respondent states that the applicant submitted that the application for Refund of interest on security deposit. As per IT report , the refund of interest on security deposit already given for the period of 01.04.2005 to 17.04.2015 and office has prepared B-80 for the refund on interest on security deposit for the period 2015-2016 and 2016-2017 amounting of Rs 4301.18.-& 4679.18/- respectively and the effect will be reflected in the billing month of May 2018 .The Respondent further submit that the applicant has not submitted the PAN card details to issue the TDS certificate and after receipt of PAN card details from the applicant ,the TDS certificate will be issued.

The applicant firstly approached IGRC Thane which in turn vide its order No.1342 dtd.07.04.2018 directed to reward interest on security deposit after due verification from IT record for the period for which it is not given previously and directed to Executive Engineer to issue TDS certificate to consumer for said period.

We have heard both sides. It is found that IGRC Thane has passed an order on 07.04.2018 whereby the entire grievance of the consumer has been ordered to be redressed. The applicant grievances entirely redressed by IGRC and order to redress. We have gone through the order passed by IGRC and found absolutely no ambiguity therein. The Respondent MSEDCL cannot ask for any relief before this Forum against the order of IGRC. Non compliance on the other hand would invite action under section 142 of the Indian Electricity Act 2003. There is no substance in applicant complaint the dispute already heard by IGRC and order passed. The applicant has no grievance or dissatisfied with order of IGRC.

ORDER

The Respondent hereby directed to comply with the order passed by IGRC (within one week) after receipt of this order.

Both the parties should be informed accordingly.

The compliance should be report within one week.

I Agree/Disagree

I Agree/Disagree

**MRS. SHARMILA RANADE,
MEMBER
CGRF, BHANDUP**

**Dr. SANTOSHKUMAR JAISWAL
CHAIRPERSON
CGRF, BHANDUP**

**RAVINDRA S. AVHAD
MEMBER SECRETARY
CGRF, BHANDUP**

The order is issued under the seal of Consumer Grievance Redresses Forum M.S.E.D.C. Ltd., Bhandup Urban Zone, and Bhandup.

Note:

- a) The consumer if not satisfied, may file representation against this order before the Hon. Ombudsman within 60 days from the date of this order at the following address. “ Office of the Electricity Ombudsman, Maharashtra Electricity Regulatory Commission,606,

Keshav Building,Bandra - Kurla Complex, Bandra (E),Mumbai - 400 051”

- b) b) consumer, as per section 142 of the Electricity Act, 2003, can approach Hon’ble Maharashtra electricity Regulatory Commission for non- compliance, part compliance or
- c) Delay in compliance of this decision issued under” Maharashtra Electricity Regulatory Commission (consumer Redressed Forum and Ombudsman) Regulation 2003” at the following address:-

“Maharashtra Electricity Regulatory Commission, 13th floor,world Trade Center, Cuffe Parade, Colaba, Mumbai 05”

- d) It is hereby informed that if you have filed any original documents or important papers you have to take it back after 90 days. Those will not be available after three years as per MERC Regulations and those will be destroyed.